

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

HARRISON CAPEL,
BROOKE NORMAN,
and THE ESTATE OF THOMAS
DANIEL CAPEL,

Plaintiffs.

v.

LAURA CAPEL,

Defendant.

No. 4:18-CV-00918

(Judge Brann)

ORDER

NOVEMBER 14, 2018

In accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss, ECF No. 9, is **GRANTED**, and Plaintiffs' Complaint, ECF No. 1, is **DISMISSED AS FOLLOWS**:

1. All claims brought on behalf of the Estate of Thomas Daniel Capel are **DISMISSED WITH PREJUDICE**.
2. Count VII is **DISMISSED WITH PREJUDICE**.
3. The claims brought by Harrison Capel and Brooke Norman in Counts I, II, III, IV, V, VI, and IX are **DISMISSED WITHOUT PREJUDICE**.

Within seven (7) days of the date of this Order, Plaintiffs may amend

these claims to correct the deficiencies identified in the accompanying
Memorandum Opinion.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge